MULTIMEDIA UNIVERSITY

STUDENT ID NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2021/2022

UVT 2612 – ENVIRONMENTAL LAW

(All Sections / Groups)

24 NOVEMBER 2021
Reading Time : 9:15 a.m. – 9:30 a.m.
(15 Minutes)
Answering Time: 9:30 a.m. – 12:30 p.m.
(3 Hours)

INSTRUCTIONS TO STUDENT

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the questions.

2. This Question paper consists of 3 pages with 4 Questions only.

3. **Attempt Either Question 1A OR Question 1B. Questions Two to Four are compulsory.** All questions carry equal marks and the distribution of the marks for each question is given.

4. Students are only allowed to bring in CLEAN AND ORIGINAL COPY of the following statutes into the exam venue :
   i. Environmental Quality Act 1974
   ii. International Trade in Endangered Species Act 2008
   iii. Local Government Act 1976
   iv. Petroleum and Electricity (Control & Supplies) Act 1974

v. Wildlife Conservation Act 2010

"Clean" is defined to include no tagging, no annotation either by the publisher or anyone else, and no erased marking. Highlighting and underlining are also prohibited.

5. Please write all your answers in the Answer Booklet provided.

ATTEMPT EITHER

QUESTION 1A

Sustainable development is an integral concept for a better future that comes from ideas about sustainable forest management which were developed in Europe during the seventeenth and eighteenth centuries.

Critically discuss Malaysia's role and success in implementing sustainable development in various sectors.

(Total: 25 marks)

OR

QUESTION 1B

Climate change is the single most important environmental crisis the world faces today. Malaysia is playing an exemplary part in combatting climate change by means of effective legislation and policies.

Discuss the statement above.

(Total: 25 marks)

Continued…

ATTEMPT ALL QUESTIONS

QUESTION 2

Amanda has come to you with a problem that has been troubling her a while now. She has been having a difficult time with her new neighbours since they moved in six months ago. In addition to being rude and noisy they also frequently burn their grass clippings. They often have guests over during the day and night that make a lot of noise. Otherwise, they are watching movies or other entertainment loudly that Amanda can hear it in her bungalow as well. She can sometimes sing along to the songs her neighbours are listening to. However, this has become very annoying as she has no peace, cannot sleep and cannot focus during work. Last week, she nearly crashed into a car while driving.

To make things worse, a thick black smoke has begun passing her house every weekend. Recently, she discovered that her house furniture and curtains are collecting soot. Amanda's house is downwind from her neighbours'.

As if this was not enough, yesterday, there was an accident involving a oil tanker about 4.5 kilometres off the coast, just in front of Amanda's house. The accident has damaged the oil tanker causing it to leak the oil it was carrying. The oil has now spread to an area of 10 kilometres square. Minyak Shipping Sdn. Bhd., the oil tanker's company, has been trying to clean the oil spill up but they seem ill equipped for the situation.

Advise Amanda as to her legal options and how the neighbours and Minyak Shipping Sdn. Bhd. could be liable under the relevant environmental laws in Malaysia.

(Total: 25 marks)

QUESTION 3

Azahidi was recently arrested. He was stopped by the authorities at the Kuala Lumpur International Airport while on his way to Beijing, China.

When the authorities checked his luggage, they found drugs and other curious things in it. The luggage was filled with several Malayan tiger hides, 30 kilogrammes of Pangolin scales, several rolls of Blood Python skin and some live birds in plastic bottles. He was arrested.

The authorities' investigation then led them to his house where they found a menagerie of protected species of birds; a Serow; a baby Malayan Sun Bear, many species of snakes including *Ophiophagus Hannah;* the carcasses of a female and baby *Panthera Jacksoni*; and some snares and tiger traps.

The investigation also led to several online shopping portals from which he advertised and sold animals as listed above. The authorities instructed him to present the relevant permits and licenses but he had none.

Continued…

It has been discovered that the teeth belong to no less than four *Panthera Jacksoni*.

Advise Azahidi on his possible liabilities and defences.

(Total: 25 marks)

QUESTION 4

Government sanctioned environmental crises in Malaysia is rampant because public interest litigation is a sham.

Discuss.

(Total: 25 marks)

End of Page